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OFFICE OF PETITIONS

In re Application of
Louis C. YUN et al
Application No. 09/437,764
Filed: November 9, 1999
Attorney Docket No. 15685.P032

DECISION ON PETITION
UNDER 37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b), filed June 27, 2005, to revive the above-identified application.

The petition is **GRANTED**.

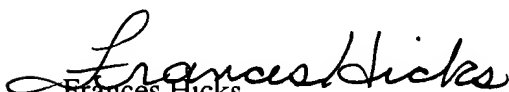
The application became abandoned for failure to timely submit the issue fee in a timely manner in reply to the Notice of Allowance mailed October 15, 2004, which set a statutory period for reply of three (3) months. Accordingly, the above-identified application became abandoned on January 16, 2005.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. Since the statement contained in the petition varies from the language required by 37 CFR 1.137(b)(3), the statement contained in the petition is being construed as the statement required by 37 CFR 1.137(b)(3). Petitioner must notify the Office if this is **not** a correct interpretation of the statement contained in the petition.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of payment of the Issue Fee; (2) the petition fee of \$1,500; and (3) an adequate statement of unintentional delay have been received. Accordingly, the Issue Fee payment is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Amelia Au at (571) 272-7414.

The application file is being referred to the Office of Patent Publication.


Frances Hicks
Lead Petitions Examiner
Office of Petitions